



This is a digital copy of a book that was preserved for generations on library shelves before it was carefully scanned by Google as part of a project to make the world's books discoverable online.

It has survived long enough for the copyright to expire and the book to enter the public domain. A public domain book is one that was never subject to copyright or whose legal copyright term has expired. Whether a book is in the public domain may vary country to country. Public domain books are our gateways to the past, representing a wealth of history, culture and knowledge that's often difficult to discover.

Marks, notations and other marginalia present in the original volume will appear in this file - a reminder of this book's long journey from the publisher to a library and finally to you.

Usage guidelines

Google is proud to partner with libraries to digitize public domain materials and make them widely accessible. Public domain books belong to the public and we are merely their custodians. Nevertheless, this work is expensive, so in order to keep providing this resource, we have taken steps to prevent abuse by commercial parties, including placing technical restrictions on automated querying.

We also ask that you:

- + *Make non-commercial use of the files* We designed Google Book Search for use by individuals, and we request that you use these files for personal, non-commercial purposes.
- + *Refrain from automated querying* Do not send automated queries of any sort to Google's system: If you are conducting research on machine translation, optical character recognition or other areas where access to a large amount of text is helpful, please contact us. We encourage the use of public domain materials for these purposes and may be able to help.
- + *Maintain attribution* The Google "watermark" you see on each file is essential for informing people about this project and helping them find additional materials through Google Book Search. Please do not remove it.
- + *Keep it legal* Whatever your use, remember that you are responsible for ensuring that what you are doing is legal. Do not assume that just because we believe a book is in the public domain for users in the United States, that the work is also in the public domain for users in other countries. Whether a book is still in copyright varies from country to country, and we can't offer guidance on whether any specific use of any specific book is allowed. Please do not assume that a book's appearance in Google Book Search means it can be used in any manner anywhere in the world. Copyright infringement liability can be quite severe.

About Google Book Search

Google's mission is to organize the world's information and to make it universally accessible and useful. Google Book Search helps readers discover the world's books while helping authors and publishers reach new audiences. You can search through the full text of this book on the web at <http://books.google.com/>

E
398
M3

UC-NRLF

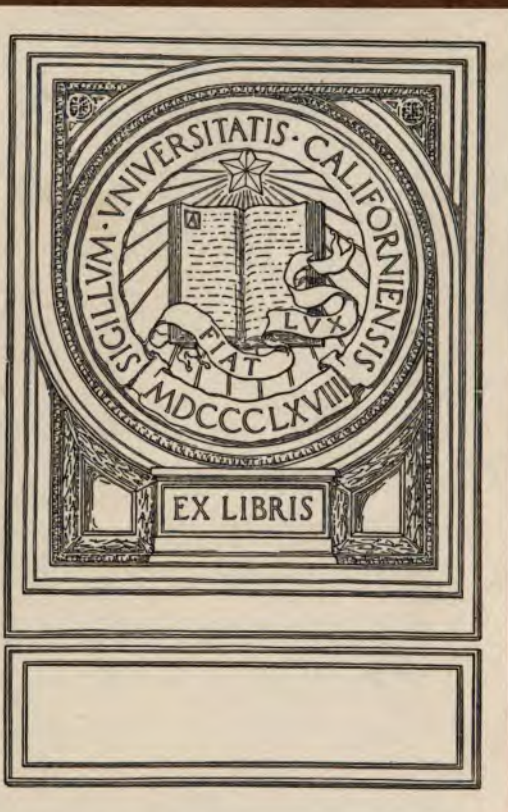


\$B 60 887

YC 50549

MASS. Governor

FRANK MA



UNIVERSITATIS · CALIFORNIENSIS
SIGILLVM · MDCCCLXVIII

EX LIBRIS

Vertical line on the left side of the page.

Small black dot in the lower-left quadrant.

Vertical line on the right side of the page.



SPECIAL MESSAGE

OF

GOVERNOR LINCOLN,

TO THE

Legislature of Massachusetts,

MARCH 17, 1832.

AND CORRESPONDENCE BETWEEN HIM AND THE

GOVERNOR OF MAINE,

IN RELATION TO A

**NEGOTIATION FOR THE TERRITORY NORTH EAST
OF THE ST. JOHN.**

UNIV. OF
CALIFORNIA

Boston :

DUTTON AND WENTWORTH, PRINTERS TO THE STATE;

• No. 4, Exchange Street.

1832.

E 398
M 3

HOUSE.....No. 56.

MESSAGE.

*To the Honorable Senate,
and House of Representatives :*

Immediately upon receiving the request to me by the two Houses of the Legislature, to apply to the Executive of Maine, for a communication of the correspondence which he had had with the Government of the United States, and with the agent of that State, upon the subject of a negotiation for a cession of the territory North East of the St. Johns, I despatched, by a special Messenger, a Letter addressed to His Excellency the Governor, a copy of which is herewith transmitted, for your notice. This Messenger returned the last

night, with an answer, which also accompanies this communication.

From this correspondence, it will painfully be perceived, that the only ground of the proceedings of the Government of Maine, which were confidentially communicated by the Letter of the Governor of the 5th inst., covering the Resolutions of the Legislature, approved by him, was in Letters from Mr. Preble, the Agent of that State at Washington, expressing *his opinion* in regard to the expediency of the proposed arrangement, and *that* of the Representatives of that State in Congress, in Letters addressed to him, which opinions were formed from circumstances *unofficially* within their knowledge, and that these communications are now considered by the Governor, so far private and confidential, that he does not feel himself authorized to make them public, without the permission of the persons from whom they were received. He has therefore declined affording the information, which was sought, by the order of the Legislature.

We are thus left without any knowledge of the change of circumstances, which has induced to the recent unexpected and extraordinary manifestation of change of sentiment and policy, on this most interesting subject, in the State of Maine. We learn, neither, by what authority a proposition to negotiate for the Territory is made; nor the terms which are to form the basis of such negotiation; nor who are to be the parties to it; nor how far the compromise which may be contemplated is within the Constitutional power of the National Executive, with or without the consent of the States. Maine asks from us no consent or countenance to the bargain, which is now offered. Indeed, it cannot es-

cape remark, that in the leading Resolutions of her Legislature in reference to this subject, a joint concern in Massachusetts, even in the disposition of the property in the lands, is no otherwise adverted to, than by an admonition contained in the resolution which proposes notice to us of the intention to negotiate, that we may take charge of our own interest. The remembrance of former relations is no longer invoked. No appeal is made to a sense of mutual interest; to the principles of liberality, of magnanimity, and of friendly regard to a Sister State;—nor is the generous, disinterested, and spirited response, which was given to that appeal for aid and co-operation, in the defence of the rights of jurisdiction and State sovereignty, acknowledged or recognized. Under all these considerations, I respectfully submit to you, that no further proceedings here, are, at this time, required, for the dignity, honor, or *interest* of the Commonwealth. The deliberate and explicit opinions expressed by the Legislature upon the whole subject matter, at an earlier period in the session, fully assert the rights of the State in the property in question, and a confidence in the obligation of the National Government to defend us in its possession and enjoyment. The Resolutions which were then passed, are in the hands of our Senators and Representatives in Congress, who will not fail to have the first notice of any hazard to our *true* interest, and faithfully to advise to the most effectual measures for its protection.

LEVI LINCOLN.

Council Chamber,
March 17th, 1832.

EXECUTIVE DEPARTMENT OF MASSACHUSETTS.

BOSTON, MARCH 13, 1832.

Sir,—In compliance with a request of the Legislature of this Commonwealth, expressed in a concurrent order of the two Branches, a copy of which I have the honor herewith to transmit, it is made my duty to ask of your Excellency, to furnish, *for the information of this Government*, copies of all the correspondence between the Governments of the United States and the State of Maine, and copies of any communication from the Agent of the State of Maine at Washington, in relation to the territory North and East of the St. Johns and St. Francis rivers, which were the occasion of the recent proceedings of the Legislature of Maine, confidentially communicated in their Resolutions which accompanied your letter of the 5th instant. The equal right of property which this Commonwealth has in common with Maine, and the earnest, and I may be permitted to add, generous manifestation of sympathy and interest by this Government, in the assertion and vindication of the jurisdictional sovereignty of the sister State to the territory in dispute, warrant a confiding expectation, that the desired communication will frankly and cheerfully be made.

I pray you also to be assured, that in view to the immediate adjournment of the Legislature, after an unusually protracted session, a compliance by the return of the special Messenger, who is charged with the delivery of this despatch and to wait your Excellency's reply, will be very gratefully appreciated.

I have the honor to be,

With sentiments of the highest respect,

Your obedient servant,

LEVI LINCOLN.

His Excellency Gov. Smith of Maine.

EXECUTIVE DEPARTMENT OF MAINE.

AUGUSTA, MARCH 15, 1832.

Sir,—I have the honor to acknowledge the receipt of your Excellency's letter of the 13th of this month, requesting to be furnished with copies of all the correspondence between the Government of the United States and this State, and copies of any communications from the Agent of this State at Washington, in relation to the territory North and East of the rivers St. John and St. Francis, which were the occasion of the recent proceedings of the Legislature of this State, confidentially communicated to your Excellency.

The only correspondence which has been had with this Department, in relation to these proceedings, is contained in letters from Mr. Preble, the agent of this State at Washington, expressing his opinion in regard to the expediency of the proposed arrangements, and that of the Representatives of this State in Congress, accompanied also with letters from them directed to himself. In these letters they also state the grounds of their opinion, which they have formed from circumstances inofficially within their knowledge. These communications are considered as private and confidential, rather than as official documents, and I do not consider myself at present authorized to make them public,

without the permission of the persons from whom they were received.

I make these suggestions from an anxious desire to comply with the request communicated to me by your Excellency, so far as can be done consistently with my official duty and the public interest.

The measures which have been so promptly adopted by our Parent Commonwealth in favor of the claims of this State to the territory in question, cannot fail to be gratefully received, and will tend to strengthen the friendship, and good understanding, which, it is to be hoped, will ever continue to exist between the two States.

With the highest respect,

I have the honor to be,

Your obedient servant,

SAML. E. SMITH.

His Excellency Levi Lincoln.





Gaylamount
Pamphlet
Binder
Gaylord Bros., Inc.
Stockton, Calif.
T. M. Reg. U. S. Pat. Off.

YC 50549

M72486

E398
M3

THE UNIVERSITY OF CALIFORNIA LIBRARY

